



PATENT
ATTORNEY DOCKET NO.: 053520-5016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|----------------------------------|---|----------------------------|
| In re Application of: |) | |
| |) | |
| Joseph H. HOLLAND, et al. |) | Confirmation No.: 5589 |
| |) | |
| Application No.: 09/820,410 |) | Group Art Unit: 3624 |
| |) | |
| Filed: March 29, 2001 |) | Examiner: J. Alpert |
| |) | |
| For: METHOD AND APPARATUS FOR |) | |
| MANAGING SUPPLY AND DEMAND |) | |
| IN A STRUCTURED ENVIRONMENT |) | Mail Stop Amendment |

Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop Amendment
Alexandria, VA 22314

Sir:

RESPONSE TO ELECTION OF SPECIES REQUIREMENT TRANSMITTAL FORM

1. Transmitted herewith is a Response to Restriction Requirement in reply to the Office Action dated March 27, 2006.
2. Additional papers enclosed:
 - ☐ Drawings: ☐ Formal ☐ Informal (Correction)
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449, _____ references included
 - ☐ Citations
 - ☐ Declaration of Biological Deposit
 - ☐ Others

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| <u>Total Months Requested</u> | <u>Fee for Extension</u> | <u>[Fee for Small Entity]</u> |
|---|--------------------------|-------------------------------|
| <input type="checkbox"/> one month | \$ 120.00 | \$ 60.00 |
| <input type="checkbox"/> two months | \$ 450.00 | \$ 225.00 |
| <input type="checkbox"/> three months | \$ 1,020.00 | \$ 510.00 |
| <input type="checkbox"/> four months | \$ 1,590.00 | \$ 795.00 |
| <input checked="" type="checkbox"/> five months | \$ 2,160.00 | \$ 1,080.00 |

Extension of time fee due with this request: **\$1,080.00**

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

| CLAIMS AS AMENDED | | | | | | |
|---|---|-------|--------------------------------|------------------|-------------------|------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 35 | minus | 35 | 0 | x \$50.00 each= | + \$ -0- |
| Independent Claims (37 C.F.R. §1.16(b)) | 14 | minus | 14 | 0 | x \$ 200.00 each= | + \$ -0- |
| [] First presentation of Multiple dependent claim(s) | | | | | \$360.00 | + \$ -0- |
| SUB-TOTAL = | | | | | | \$ -0- |
| Reduction by ½ for filing by a small entity | | | | | | - \$ |
| TOTAL FEE = | | | | | | \$ -0- |

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge **\$1,080.00** (Five-month extension of time Fee) to Deposit Account No. 50-0310.
- ☐ The Commissioner is hereby authorized to charge \$_____ and any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLPDated: September 26, 2006By: Sumiyo Onda
Reg. No. L0289

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